

**UNOFFICIAL VERSION**

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**MONDAY, MARCH 25, 2019**

**TWENTIETH LEGISLATIVE DAY**

**CALL TO ORDER**

The Senate met at 4:30 p.m., and was called to order by Mr. Speaker McNally.

**PRAYER**

The proceedings were opened with prayer by Pastor Ivan Riley of First Baptist Church in Byrdstown, Tennessee, a guest of Senator Yager.

**PLEDGE OF ALLEGIANCE**

Senator Yager led the Senate in the Pledge of Allegiance to the Flag.

**SALUTE TO THE FLAG OF TENNESSEE**

Senator Yager led the Senate in the Salute to the Flag of Tennessee.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 32

Senators present were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

**COMMUNICATION**

March 25, 2019

Lieutenant Governor Randy McNally  
425 5th Avenue  
Cordell Hull Building, Suite 700  
Nashville, Tennessee 37243

Dear Lt. Governor McNally,

Please excuse my absence from Session on Monday, March 25, 2019. I have a family emergency and will be unable to make it to Nashville until Wednesday, March 27, 2019.

Best regards,

/s/ Katrina Robinson  
State Senator

APPROVED: Lieutenant Governor  
Randy McNally

**PRESENTATION**

Senator Yager presented **Senate Joint Resolution No. 164** to Mr. Jim Henry.

**PRESENTATION**

Senator Watson introduced Mr. Jim Arnett and Ms. Debra Loveless to the Senate.

**MOTION**

Senator Johnson moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bill No. 1527** be passed on first consideration, which motion prevailed.

**INTRODUCTION OF BILL**

The Speaker announced the following bill was filed for introduction and passed first consideration:

**Senate Bill No. 1527** by Senator Stevens.

McKenzie -- Subject to local approval, reduces the maximum penalty levied by the municipal court from \$500 to \$50; removes the certification requirement for newly elected councilmen; removes city council authority to impeach; allows council to appoint a city administrator; removes the city clerk bond requirement; revises various other provisions. Amends Chapter 128 of the Private Acts of 1990; as amended.

**MOTION**

Senator Johnson moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **House Bills Nos. 33, 86, 478, 563 and 1138** be passed on first consideration, which motion prevailed.

**HOUSE BILLS ON FIRST CONSIDERATION**

The Speaker announced the following House Bills were transmitted to the Senate and passed first consideration:

**House Bill No. 33** -- Process, Service of -- As introduced, adds a private process server to the list of individuals authorized to personally serve a copy of a warrant or summons on behalf of a landlord in an action for forcible entry and detainer to regain possession of such landlord's real property. Amends TCA Title 29, Chapter 18.

**House Bill No. 86** -- Public Records -- As introduced, requires the electronic mail communications policy of the state or any agency, institution, or political subdivision of the state to be posted on the website of the entity. Amends TCA Title 3; Title 4; Title 8, Chapter 4, Part 6 and Title 10, Chapter 7.

**House Bill No. 478** -- Sunset Laws -- As introduced, extends the Tennessee public television council to June 30, 2025. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 50, Part 9.

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**House Bill No. 563** -- Business and Commerce -- As introduced, prohibits state and local governmental entities from taking discriminatory action against a business based on that business's internal policies. Amends TCA Title 4; Title 5; Title 6; Title 7; Title 48; Title 61; Title 62 and Title 67.

**House Bill No. 1138** -- Taxes, Amusement -- As introduced, requires the department of revenue to report, by December 1 of each year, the number of physical fitness facilities from which the amusement tax was collected in the previous calendar year to the finance, ways and means committees of the senate and the house of representatives. Amends TCA Title 67, Chapter 6, Part 2 and Title 67, Chapter 6, Part 3.

### **MOTION**

Senator Johnson moved, pursuant to Rule 33 and Article II, Section 18 of the Constitution of the State of Tennessee, that **Senate Bills Nos. 1523 through 1526** be passed on second consideration and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

### **SENATE BILLS ON SECOND CONSIDERATION**

The Speaker announced the following bills passed second consideration and were referred to the appropriate committees or held on the Clerk's desk:

**Senate Bill No. 1523** Local bill -- held on desk.

**Senate Bill No. 1524** Local bill -- held on desk.

**Senate Bill No. 1525** Local bill -- held on desk.

**Senate Bill No. 1526** Local bill -- held on desk.

### **MOTION**

Senator Johnson moved, pursuant to Rule 21, **Senate Joint Resolution No. 343** be passed on first consideration and lie over, which motion prevailed.

### **INTRODUCTION OF RESOLUTION**

The Speaker announced the following resolution was filed for introduction. Pursuant to Rule 21, the resolution lies over.

**Senate Joint Resolution No. 343** by Senator Lundberg.  
Memorials, Recognition -- American Legion, 100th Anniversary.

### **MOTION**

Senator Johnson moved, pursuant to Rule 21, **House Joint Resolutions Nos. 316 through 331; Senate Joint Resolutions Nos. 327 through 342; and Senate Resolutions Nos. 23 through 25** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

**RESOLUTIONS LYING OVER**

The Speaker announced the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

**House Joint Resolution No. 316** -- Memorials, Personal Achievement -- Jim Cain, Imperial Potentate of Shriners International.

The Speaker announced that he had referred House Joint Resolution No. 316 to the Committee on Calendar.

**House Joint Resolution No. 317** -- Memorials, Death -- Robert A. Copeland.

The Speaker announced that he had referred House Joint Resolution No. 317 to the Committee on Calendar.

**House Joint Resolution No. 318** -- Memorials, Retirement -- Sue Huddleston.

The Speaker announced that he had referred House Joint Resolution No. 318 to the Committee on Calendar.

**House Joint Resolution No. 319** -- Memorials, Recognition -- Governor Frank G. Clement.

The Speaker announced that he had referred House Joint Resolution No. 319 to the Committee on Calendar.

**House Joint Resolution No. 320** -- Memorials, Retirement -- Chief Marcel Coulon, Ashland City Police Department.

The Speaker announced that he had referred House Joint Resolution No. 320 to the Committee on Calendar.

**House Joint Resolution No. 321** -- Memorials, Recognition -- Graciee English, 2019 Mule Day Court, Fourth Runner Up.

The Speaker announced that he had referred House Joint Resolution No. 321 to the Committee on Calendar.

**House Joint Resolution No. 322** -- Memorials, Recognition -- Alayna Pearle Keeling, 2019 Mule Day Queen.

The Speaker announced that he had referred House Joint Resolution No. 322 to the Committee on Calendar.

**House Joint Resolution No. 323** -- Memorials, Recognition -- Kayla Gibson, 2019 Mule Day Court, Third Runner Up.

The Speaker announced that he had referred House Joint Resolution No. 323 to the Committee on Calendar.

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**House Joint Resolution No. 324** -- Memorials, Recognition -- Haley James, 2019 Mule Day Court, Second Runner Up.

The Speaker announced that he had referred House Joint Resolution No. 324 to the Committee on Calendar.

**House Joint Resolution No. 325** -- Memorials, Recognition -- Hallie Marshall, 2019 Mule Day Court, First Runner Up.

The Speaker announced that he had referred House Joint Resolution No. 325 to the Committee on Calendar.

**House Joint Resolution No. 326** -- Memorials, Death -- Brick Campbell.

The Speaker announced that he had referred House Joint Resolution No. 326 to the Committee on Calendar.

**House Joint Resolution No. 327** -- Memorials, Academic Achievement -- Eric Fung, Governor's School of the Arts.

The Speaker announced that he had referred House Joint Resolution No. 327 to the Committee on Calendar.

**House Joint Resolution No. 328** -- Memorials, Academic Achievement -- Yaslin Martinez, Governor's School of the Arts.

The Speaker announced that he had referred House Joint Resolution No. 328 to the Committee on Calendar.

**House Joint Resolution No. 329** -- Memorials, Death -- Harold Johnson Plumley.

The Speaker announced that he had referred House Joint Resolution No. 329 to the Committee on Calendar.

**House Joint Resolution No. 330** -- Memorials, Recognition -- Linda Gail Pendergrass.

The Speaker announced that he had referred House Joint Resolution No. 330 to the Committee on Calendar.

**House Joint Resolution No. 331** -- Memorials, Recognition -- Dr. John Scott Major.

The Speaker announced that he had referred House Joint Resolution No. 331 to the Committee on Calendar.

**Senate Joint Resolution No. 327** -- Memorials, Sports -- Monica Boles.

The Speaker announced that he had referred Senate Joint Resolution No. 327 to the Committee on Calendar.

**Senate Joint Resolution No. 328** -- Memorials, Recognition -- Jarnagin Motor Company.

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The Speaker announced that he had referred Senate Joint Resolution No. 328 to the Committee on Calendar.

**Senate Joint Resolution No. 329** -- Memorials, Death -- Staff Sergeant Alexander Scott Lawson, U.S. Army.

The Speaker announced that he had referred Senate Joint Resolution No. 329 to the Committee on Calendar.

**Senate Joint Resolution No. 330** -- Memorials, Death -- Assistant Chief Tim "Buck" Buchanan.

The Speaker announced that he had referred Senate Joint Resolution No. 330 to the Committee on Calendar.

**Senate Joint Resolution No. 331** -- Memorials, Sports -- Bearden High School boys' basketball team, TSSAA Division I Class AAA State Championship.

The Speaker announced that he had referred Senate Joint Resolution No. 331 to the Committee on Calendar.

**Senate Joint Resolution No. 332** -- Memorials, Recognition -- Gilbert Graves, Wilson County Agricultural Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 332 to the Committee on Calendar.

**Senate Joint Resolution No. 333** -- Memorials, Recognition -- Billy Joe and Jean Allison, Wilson County Agricultural Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 333 to the Committee on Calendar.

**Senate Joint Resolution No. 334** -- Memorials, Recognition -- Sam E. "Sammie" Forbes, Wilson County Agricultural Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 334 to the Committee on Calendar.

**Senate Joint Resolution No. 335** -- Memorials, Recognition -- Terry Thomas Thompson, Wilson County Agricultural Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 335 to the Committee on Calendar.

**Senate Joint Resolution No. 336** -- Memorials, Retirement -- Doug Markham.

The Speaker announced that he had referred Senate Joint Resolution No. 336 to the Committee on Calendar.

**Senate Joint Resolution No. 337** -- Memorials, Retirement -- H. Dale Hall.

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The Speaker announced that he had referred Senate Joint Resolution No. 337 to the Committee on Calendar.

**Senate Joint Resolution No. 338** -- Memorials, Public Service -- Senator Mark Norris.

The Speaker announced that he had referred Senate Joint Resolution No. 338 to the Committee on Calendar.

**Senate Joint Resolution No. 339** -- Memorials, Death -- Ennis Jefferson "E.J." Hurdle, Jr.

The Speaker announced that he had referred Senate Joint Resolution No. 339 to the Committee on Calendar.

**Senate Joint Resolution No. 340** -- Memorials, Death -- Alfred Williams.

The Speaker announced that he had referred Senate Joint Resolution No. 340 to the Committee on Calendar.

**Senate Joint Resolution No. 341** -- Memorials, Death -- Captain Rosemary Mariner.

The Speaker announced that he had referred Senate Joint Resolution No. 341 to the Committee on Calendar.

**Senate Joint Resolution No. 342** -- Memorials, Personal Achievement -- Cooper Joseph Long, Eagle Scout.

The Speaker announced that he had referred Senate Joint Resolution No. 342 to the Committee on Calendar.

**Senate Resolution No. 23** -- Memorials, Academic Achievement -- Caitlin Tallon, Governor's School for the Arts.

The Speaker announced that he had referred Senate Resolution No. 23 to the Committee on Calendar.

**Senate Resolution No. 24** -- Memorials, Recognition -- 100th Anniversary of the ratification of the 19th Amendment.

The Speaker announced that he had referred Senate Resolution No. 24 to the Committee on Calendar.

**Senate Resolution No. 25** -- Memorials, Recognition -- Sierra Salandy, Miss Black Tennessee U.S. Ambassador 2019.

The Speaker announced that he had referred Senate Resolution No. 25 to the Committee on Calendar.

**CONSENT CALENDAR NO. 1**

**Senate Joint Resolution No. 323** -- Memorials, Heroism -- Hospitalman Third Class Gary L. Barnes, U.S. Navy.

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**Senate Joint Resolution No. 324** -- Memorials, Death -- Don Clifft.

**Senate Joint Resolution No. 325** -- Memorials, Retirement -- Dr. Glen Farr.

**House Joint Resolution No. 273** -- Memorials, Recognition -- Lynn Nelson.

**House Joint Resolution No. 274** -- Memorials, Death -- Cleveland Mario Richardson.

**House Joint Resolution No. 275** -- Memorials, Retirement -- George Halford.

**House Joint Resolution No. 276** -- Memorials, Sports -- Cheatham County Central High School girls' basketball team, TSSAA Divison I Class AA State Champions.

**House Joint Resolution No. 277** -- Memorials, Professional Achievement -- Barry Brickey, 2019 Fire and Life Safety Educator of the Year.

**House Joint Resolution No. 278** -- Memorials, Recognition -- Pastor Ronnie Arnold, Good Scout Award.

**House Joint Resolution No. 279** -- Memorials, Recognition -- Captain Albert T. Glenn, 2019 Memphis Living Legend Award.

**House Joint Resolution No. 280** -- Memorials, Recognition -- Dr. Larry Robinson, 2019 Memphis Living Legend Award.

**House Joint Resolution No. 281** -- Memorials, Recognition -- Jerry Johnson, 2019 Memphis Living Legend Award.

**House Joint Resolution No. 282** -- Memorials, Recognition -- John McFerren, 2019 Memphis Living Legend Award.

**House Joint Resolution No. 283** -- Memorials, Recognition -- Bobby O'Jay Jones, 2019 Memphis Living Legend Award.

**House Joint Resolution No. 284** -- Memorials, Recognition -- Clarence Jones, 2019 Memphis Living Legend Award.

**House Joint Resolution No. 285** -- Memorials, Recognition -- Henry Hooper, 2019 Memphis Living Legend Award.

**House Joint Resolution No. 286** -- Memorials, Recognition -- Bishop William H. Graves, 2019 Memphis Living Legend Award.

**House Joint Resolution No. 287** -- Memorials, Recognition -- Rosetta Hicks Peterson, 2019 Memphis Living Legend.

**House Joint Resolution No. 289** -- Memorials, Recognition -- TaJuan Stout-Mitchell, 2019 Memphis Living Legend Award.

**House Joint Resolution No. 290** -- Memorials, Recognition -- Estella Mayhue-Greer, 2019 Memphis Living Legend Award.



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**House Joint Resolution No. 291** -- Memorials, Recognition -- Mark Russell, 2019 Memphis Living Legend Award.

**House Joint Resolution No. 292** -- Memorials, Recognition -- Dr. Howard Glenn, 2019 Memphis Living Legend Award.

**House Joint Resolution No. 293** -- Memorials, Recognition -- Jimmy Ogle, 2019 Memphis Living Legend Award and Frances Wright Award.

**House Joint Resolution No. 294** -- Memorials, Recognition -- Fayth Hill Washington, 2019 Memphis Living Legend.

**House Joint Resolution No. 295** -- Memorials, Recognition -- Dr. Theresa Ann James Shotwell, 2019 Memphis Living Legend Award.

**House Joint Resolution No. 296** -- Memorials, Recognition -- Madeleine C. Taylor, 2019 Memphis Living Legend.

**House Joint Resolution No. 297** -- Memorials, Academic Achievement -- Jensen Schmidt, 2019 Top Ten, Culleoka Unit School.

**House Joint Resolution No. 298** -- Memorials, Academic Achievement -- Loren Crowe, 2019 Top Ten, Culleoka Unit School.

**House Joint Resolution No. 299** -- Memorials, Academic Achievement -- Kelton Pilkinton, 2019 Top Ten, Culleoka Unit School.

**House Joint Resolution No. 300** -- Memorials, Academic Achievement -- Peyton Hooper, 2019 Top Ten, Culleoka Unit School.

**House Joint Resolution No. 301** -- Memorials, Academic Achievement -- Anna Burcham, 2019 Top Ten, Culleoka Unit School.

**House Joint Resolution No. 302** -- Memorials, Academic Achievement -- Jordan Negron, 2019 Top Ten, Culleoka Unit School.

**House Joint Resolution No. 303** -- Memorials, Academic Achievement -- Jaylin Smith, 2019 Top Ten, Culleoka Unit School.

**House Joint Resolution No. 304** -- Memorials, Academic Achievement -- Aiden Schaper, 2019 Top Ten, Culleoka Unit School.

**House Joint Resolution No. 305** -- Memorials, Academic Achievement -- Camryn Alyssa Tullis, 2019 Top Ten, Culleoka Unit School.

**House Joint Resolution No. 306** -- Memorials, Academic Achievement -- Carter Beck, 2019 Top Ten, Culleoka Unit School.

**House Joint Resolution No. 307** -- Memorials, Death -- Durward Gordon Hall.

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**House Joint Resolution No. 308** -- Memorials, Recognition -- Town of Signal Mountain, Centennial.

**House Joint Resolution No. 310** -- Memorials, Recognition -- Roddey Coe.

**House Joint Resolution No. 311** -- Memorials, Recognition -- Chris Garner.

**House Joint Resolution No. 312** -- Memorials, Recognition -- Tennova Healthcare-Lebanon, Fortieth Anniversary.

**House Joint Resolution No. 313** -- Memorials, Recognition -- Margaret Trent, Teacher of the Year, State VEX Robotics Tournament.

**House Joint Resolution No. 314** -- Memorials, Recognition -- Grace Harville, National 4-H champion in Impromptu Public Speaking.

**House Joint Resolution No. 315** -- Memorials, Recognition -- JuliAnn Jouben.

Senator Jackson moved that all Senate Joint Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

**CONSENT CALENDAR NO. 2**

**Senate Bill No. 120** -- Sunset Laws -- As introduced, extends the board of boiler rules to June 30, 2023. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 122.

**Senate Bill No. 121** -- Sunset Laws -- As introduced, extends the elevator and amusement device safety board to June 20, 2023. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 121.

**Senate Bill No. 172** -- Secretary of State -- As introduced, clarifies only a natural person or individual may participate in fantasy sports contests offered by fantasy sports operators. Amends TCA Section 47-18-1602.

**Senate Bill No. 263** -- Real Property -- As introduced, clarifies that a contract transferring a time-share is voidable by the purchaser for 10 days from the date of the signing of the contract, not 15 days, if the purchaser made an on-site inspection of a component site of the time-share project. Amends TCA Section 66-32-114.

**Senate Bill No. 576** -- Tort Liability and Reform -- As introduced, confers civil immunity on a local government for any defect or malfunction in a software program intended to assist families of non-communicative persons register with law enforcement if designed and distributed in good faith

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by the local government and without cost; provides exception to immunity for claims based on gross negligence, willful misconduct, or bad faith. Amends TCA Title 7, Chapter 86; Title 9; Title 36 and Title 38.

On motion, Senate Bill No. 576 was made to conform with **House Bill No. 192**.

On motion, House Bill No. 192, on same subject, was substituted for Senate Bill No. 576.

**Senate Bill No. 680** -- Bail, Bail Bonds -- As introduced, permits the clerk of court to send notice of forfeiture of bail security to a defendant by regular mail, rather than certified mail with restricted delivery and return receipt requested. Amends TCA Section 40-11-139.

**Senate Bill No. 1238** -- Local Education Agencies -- As introduced, authorizes LEAs to establish a threat assessment team for the purpose of developing comprehensive, intervention-based approaches to prevent violence, manage reports of potential threats, and create a system that fosters a safe, supportive, and effective school environment. Amends TCA Title 49.

**Senate Bill No. 1313** -- Criminal Procedure -- As introduced, extends the date, from January 1, 2020, to February 1, 2020, before which the Tennessee advisory commission on intergovernmental relations must submit a report on its study of global positioning monitoring as a condition of bail to the speakers and chairs of the judiciary committees of the senate and the house of representatives. Amends TCA Section 39-13-111; Title 40, Chapter 11 and Chapter 827 of the Public Acts of 2018.

**Senate Bill No. 1360** -- Correctional Programs -- As introduced, removes administrative attachment of the Tennessee corrections institute to the department of commerce and insurance; replaces the commissioner of commerce and insurance as the appointing authority for the executive director of the board of control of the institute, making the board of control the new appointing authority. Amends TCA Title 4 and Title 41, Chapter 7.

On motion, Senate Bill No. 1360 was made to conform with **House Bill No. 1292**.

On motion, House Bill No. 1292, on same subject, was substituted for Senate Bill No. 1360.

**Senate Resolution No. 13** -- General Assembly, Review Or Ratification of Rules -- Ratifies and approves the amendments and revisions to the Tennessee Rules of Juvenile Procedure as promulgated by the Supreme Court.

**Senate Resolution No. 14** -- General Assembly, Review Or Ratification of Rules -- Ratifies and approves the amendments and revisions to the Tennessee Rules of Criminal Procedure as promulgated by the Supreme Court.

**Senate Resolution No. 15** -- General Assembly, Review Or Ratification of Rules -- Ratifies and approves the amendments and revisions to the Tennessee Rules of Evidence as promulgated by the Supreme Court.

**Senate Resolution No. 16** -- General Assembly, Review Or Ratification of Rules -- Ratifies and approves the amendments and revisions to the Tennessee Rules of Civil Procedure as promulgated by the Supreme Court.

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Senator Jackson moved that all Senate Resolutions be adopted; and all Senate Bills and House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . . 32  
Noes . . . . . 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

**CALENDAR**

**Senate Joint Resolution No. 159** -- Constitutional Amendments -- As introduced, proposes an amendment to Article I, Section 33 of the Constitution of Tennessee removing the criminal punishment exception from slavery and involuntary servitude prohibition.

Senator Akbari moved that the Clerk read the resolution, which motion prevailed.

The Clerk read the resolution, for the third time.

Thereupon, Mr. Speaker McNally declared pursuant to Article XI, Section 3, **Senate Joint Resolution No. 159** had been read, for the third time.

Thereupon, **Senate Joint Resolution No. 159** was adopted by the following vote:

Ayes . . . . . 32  
Noes . . . . . 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

**Senate Bill No. 115** -- Sunset Laws -- As introduced, extends the trial court vacancy commission to June 30, 2024. Amends TCA Title 4, Chapter 29 and Title 17, Chapter 4, Part 3.

On motion, Senate Bill No. 115 was made to conform with **House Bill No. 447**.

On motion, House Bill No. 447, on same subject, was substituted for Senate Bill No. 115.

Senator Roberts moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

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SECTION \_\_. Tennessee Code Annotated, Section 17-4-306(b), is amended by deleting the subsection and substituting instead the following:

A member of the commission who has four (4) unexcused absences from commission hearings during the member's term of office must vacate the member's office as a member of the commission.

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 447**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . . 32  
Noes . . . . . 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senator Roberts moved that **Senate Bill No. 116** be placed on the Calendar for Monday, April 1, 2019, which motion prevailed.

**Senate Bill No. 141** -- Sunset Laws -- As introduced, extends the private probation services council to June 30, 2021. Amends TCA Title 4, Chapter 29 and Title 16, Chapter 3, Part 9.

Senator Roberts moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION \_\_. Tennessee Code Annotated, Section 16-3-909, is amended by deleting subdivision (a)(7) and adding the following as a new subsection:

(c)(1) All private probation officers to be employed by entities providing private probation services pursuant to this part shall:

(A) Be required to supply a fingerprint sample and submit to a criminal history records check to be conducted by the Tennessee bureau of investigation (TBI) and the federal bureau of investigation (FBI) or other vendor contracted for the same purposes prior to being employed with such entities; and

(B) Agree that the TBI may send to the council information indicating the results of the criminal history records check. The results will indicate whether the applicant has a criminal conviction that would result in a private probation officer being denied employment by such entities.

(2) The applicant shall pay any reasonable costs incurred by the TBI or FBI, or both, in conducting an investigation of an applicant for employment as a private probation officer. In lieu of additional criminal history records checks for subsequent applications for employment, the applicant may submit copies of the applicant's initial criminal history records check documentation and shall not be required to pay any additional costs.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 141**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . . 31  
Noes . . . . . 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

**Senate Bill No. 210** -- Cooperatives -- As introduced, increases the amount of time members of a cooperative have to return ballots to elect directors of the cooperative by mail from three to five business days. Amends TCA Title 65, Chapter 25.

Senator Bailey moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 65-25-128, is amended by deleting the section.

SECTION 2. Tennessee Code Annotated, Section 65-25-134(c)(2), is amended by deleting the language "an existing telephone cooperative" and substituting instead the language "an entity in existence and operating as a telephone cooperative on April 24, 2017".

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 210**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . . 29  
Noes . . . . . 0

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Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Swann, White, Yager, Yarbrow and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

**STATEMENT OF SENATOR HAILE  
PURSUANT TO RULE 61**

March 25, 2019

Russell Humphrey  
Chief Clerk of the Senate  
Tennessee State Senate  
State Capitol, 2nd Floor  
Nashville, TN 37243

Dear Mr. Humphrey:

Pursuant to Senate Rule 61, I want to provide my reasons for sponsoring and supporting the enactment of SB 210 / HB 172, which amends provisions of Tennessee Code Annotated, Title 65, Chapter 25. Please see that this statement is included as a part of the record relating to this important legislation.

In 2017, the General Assembly passed the Tennessee Broadband Accessibility Act (the "Act") to encourage greater competition in the marketplace for internet services and the expansion of high-speed internet service availability into traditionally underserved rural areas of the state. To accomplish these goals, the Act empowered rural electric cooperatives for the first time to provide broadband internet access and related services within their respective service areas. Given electric cooperatives' existing focus on rural areas, their wide reach across the state, and their community-focused ownership structure, electric cooperatives are an ideal vehicle through which to make affordable high-speed internet service via broadband more available to Tennesseans in need of that increasingly essential resource.

When the Act became law, there were a number of rural telephone cooperatives providing internet service in less populated areas of the state. To avoid harming these particular providers, the Act prevented electric cooperatives from offering broadband internet access in the service area of a telephone cooperative in existence on the date the act was passed.

Following the passage of the Act, certain internet providers have sought to "convert" from forprofit companies to nonprofit telephone cooperatives in an effort to block competition by electric cooperatives in the broadband marketplace. The language of the Act, as originally enacted, did not permit this. But to avoid any doubt, SB 210 amends Tenn. Code Ann. § 65-25-134(c)(2) to specify that the provisions of the Act pertaining to telephone cooperatives are addressed to cooperatives in existence at the time of the Act passage only, and that an electric cooperative is not – and has never been – prohibited from providing internet service in the service area of an entity that has converted to a telephone cooperative after the effective date of the Act.

SB 210's amendment to Tenn. Code Ann. § 65-25-134(c)(2) does not constitute a substantive change in the law. Instead, this amendment is intended to prevent any possible misuse

or misinterpretation of the statute that would undermine the goals of promoting competition among providers of broadband internet service.

Again, please include this statement in the Senate record so that it will be part of the legislative history relating to this legislation.

Very truly yours,

Senator Ferrell Haile

**Senate Bill No. 384** -- Licenses -- As introduced, exempts members of the armed forces stationed within this state and their spouses from licensure requirements to practice professions and occupations regulated by the department of commerce and insurance and the department of health, subject to meeting certain requirements to practice. Amends TCA Title 4, Chapter 3, Part 13; Title 62; Title 63 and Title 68, Chapter 1, Part 1.

Senator Bailey moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-3-1304, is amended by deleting subsections (d) and (e) and substituting instead the following:

(d)(1) As used in this subsection (d):

(A) "License" means a permit, approval, registration, or certificate issued by a state agency and held by an individual person. The term "license" as used in this subsection excludes licenses issued to business entities, firms, physical locations, and supervisory personnel;

(B) "Member of the armed forces" means a member of the United States armed forces or a member of a reserve or Tennessee national guard unit who is in, or was called into, active service or active military service of the United States, as defined in § 58-1-102; and

(C) "State agency" means a state board, agency, commission, or any other entity attached to the division of regulatory boards, as listed in subsection (a).

(2) Notwithstanding any other exemption from licensure requirements, the following persons may engage in the practice of an occupation or profession regulated by a state agency under titles 16, 46, 55, 62, and 68 without being licensed pursuant to that title:

(A) A member of the armed forces while the person is stationed within this state if:

(i) The person holds a valid license to practice the regulated occupation or profession issued by another state or jurisdiction recognized by the department as having equivalent requirements for licensure;



(ii) The license is current and the person is in good standing in the state or jurisdiction of licensure;

(iii) The person agrees in writing to subject themselves to the jurisdiction of the state agency with respect to harms or violations of statutes and rules; and

(iv) The person provides notice by registering with the state agency administering the profession in which the person is licensed in the other jurisdiction to practice; and

(B) The spouse of a member of the armed forces while the member is stationed in this state if:

(i) The spouse holds a valid license to practice the regulated occupation or profession issued by another state or jurisdiction recognized by the department as having equivalent requirements for licensure;

(ii) The license is current and the spouse is in good standing in the state or jurisdiction of licensure;

(iii) The spouse agrees in writing to subject themselves to the jurisdiction of the state agency with respect to harms or violations of statutes and rules; and

(iv) The spouse provides notice by registering with the state agency administering the profession in which the person is licensed in the other jurisdiction to practice.

(3) A person who holds a valid license to practice an occupation or profession in another state or jurisdiction and practices in this state pursuant to this subsection (d) must apply for the license in this state either prior to its expiration in the other state or jurisdiction or within one (1) year of the date the person began practicing in this state, whichever occurs first.

(e) The commissioner and each regulatory board shall, upon application for certification or licensure, accept military education, training, or experience completed by a person toward the qualifications to receive a license or certification if such education, training, or experience is determined by the commissioner or board to be substantially equivalent to the standards of this state.

SECTION 2. Tennessee Code Annotated, Section 68-1-101(b)(1)(A)(iv), is amended by deleting the subdivision.

SECTION 3. The commissioner of commerce and insurance and the commissioner of health shall promulgate rules to effectuate the purposes of this act. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

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SECTION 4. This act shall take effect July 1, 2019, the public welfare requiring it, and shall apply to all persons who make application for an exemption from licensure under this act.

On motion, Amendment No. 1 was adopted by the following vote:

Ayes ..... 31  
Noes ..... 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--31.

Thereupon, **Senate Bill No. 384**, as amended, passed its third and final consideration by the following vote:

Ayes ..... 31  
Noes ..... 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

**Senate Bill No. 431** -- County Government -- As introduced, extends from 90 to 120 days the period by which a county legislative body must file a revised county district boundary map with the county clerk, secretary of state, and comptroller of the treasury. Amends TCA Title 5; Title 6; Title 7; Title 13; Title 53; Title 62; Title 67 and Title 68.

Senator Dickerson moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 7, Chapter 51, is amended by adding the following new part:

**7-51-2001.**

As used in this part, unless the context requires otherwise:

(1) "Auxiliary container" means a bag, cup, bottle, can, device, eating or drinking utensil or tool, or other packaging, whether reusable or single use, which is:

(A) Made of cloth, paper, plastic, including foamed or expanded plastic, cardboard, corrugated material, aluminum, glass, post-

consumer recycled material, or similar material or substrates, including coated, laminated, or multilayer substrates; and

(B) Designed for transporting, consuming, or protecting merchandise, food, or a beverage to or from, or at, a food service, manufacturing, distribution or processing facility, or retail facility; and

(2) "Local government" means a county, municipality, or county with a metropolitan form of government.

**7-51-2002.**

(a) A local government shall not adopt or enforce a resolution, ordinance, policy, or regulation that:

(1) Regulates the use, disposition, or sale of an auxiliary container;

(2) Prohibits or restricts an auxiliary container; or

(3) Enacts a fee, charge, or tax on an auxiliary container.

(b) Subsection (a) must not be construed to restrict:

(1) A curbside recycling program;

(2) A designated residential or commercial recycling location;

(3) A commercial recycling program;

(4) The use of an auxiliary container on property owned by a local government; or

(5) The regulation of auxiliary containers at an event, concert, or sports venue owned by a private or public entity or at an event managed by a local government.

SECTION 2. Tennessee Code Annotated, Title 53, Chapter 8, Part 2, is amended by adding the following new section:

(a) Notwithstanding any law to the contrary, and except for subdivision (c)(1), the local government's authority under title 13, chapters 7, 16, and 28, and the local government's authority to regulate roadways, traffic, and the provision of utility services, this state is the exclusive regulator of food and drink sellers, vendors, vending machine operators, food establishments, and food service establishments in this state.

(b) A local government, as that term is defined in § 7-51-2001, shall not impose a tax, fee, or otherwise regulate the wholesale or retail sale, manufacture, or

distribution of any food or drink, food or drink content, amount of food or drink content, or food or drink ingredients, except as authorized under title 67, chapter 6, or pursuant to a contract with the department of agriculture.

(c) This section:

(1) Does not prohibit a local government from regulating zoning, building codes, locations, hours of operation, or the issuance of permits, or from performing any other local governmental functions as authorized by existing state law, with respect to food and drink sellers and vendors, vending machine operators, food establishments, and food service establishments; and

(2) Applies to both the sale and distribution of food or drink by food and drink sellers, food establishments, food service establishments, manufacturers of food and drink products regulated under title 53, chapter 1, and vending machines.

SECTION 3. Tennessee Code Annotated, Section 68-14-702, is amended by designating the existing language as subsection (a) and by adding the following new subsection:

(b)(1) It is the further purpose of this part that, notwithstanding any law to the contrary, and except as provided under subdivision (b)(2), this state is the exclusive regulator of food and drink, food and drink content, amount of food and drink content, and food and drink ingredients in this state, and a local government, as that term is defined in § 7-51-2001, shall not impose a tax, fee, or otherwise regulate the wholesale or retail sale, manufacture, or distribution of any food or drink, food or drink content, amount of food or drink content, or food or drink ingredients, except as authorized under title 67, chapter 6, or pursuant to a contract with the department of agriculture.

(2) This subsection (b) does not:

(A) Prohibit a local government from regulating zoning, building codes, locations, hours of operation, or the issuance of permits, or from performing any other local governmental functions as authorized by existing state law, with respect to food and drink sellers and vendors, vending machine operators, food establishments, and food service establishments; or

(B) Prohibit a local department of health from enforcing existing state laws and rules pursuant to a contract with the state department of health.

SECTION 4. If any provision of this act or its application to any person or circumstance is held invalid, then the invalidity does not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to that end the provisions of this act are severable.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

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Senator Bell moved that **Senate Bill No. 431** be placed at the heel of the Calendar for today, which motion prevailed.

**Senate Bill No. 511** -- Boards and Commissions -- As introduced, requires the board of chiropractic examiners to post the names of X-ray operators who hold a current certificate of proficiency on the board's website. Amends TCA Title 4, Chapter 29 and Title 63.

Senator Roberts moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-241(a), is amended by inserting the following as a new subdivision:

( ) Tennessee radiologic imaging and radiation therapy board of examiners, created by § 63-6-901;

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 511**, as amended, passed its third and final consideration by the following vote:

Ayes ..... 31  
Noes ..... 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

**Senate Bill No. 577** -- Expunction -- As introduced, permits an eligible petitioner to have multiple, nonviolent convictions for offenses that resulted from the petitioner's status as a victim of human trafficking expunged if the expunction is in the best interest of justice and public safety. Amends TCA Title 39 and Title 40, Chapter 32.

Senator Bell moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 40, Chapter 32, is amended by adding the following new section:

**40-32-105.**

(a) Notwithstanding § 40-32-101, a person may file a petition for expunction of that person's public records involving offenses related to the person's status as a victim of human trafficking.

(b) In order to be eligible for expunction pursuant to this section, the petitioner must meet the following requirements:

(1) At the time of the filing of the petition for expunction at least one (1) year has elapsed since the completion of the sentence imposed for the petitioner's most recent criminal offense;

(2) The petitioner has fulfilled the following requirements of the sentence imposed by any court in which the individual was convicted of an offense:

(A) Completion of any term of imprisonment or probation;

(B) Meeting all conditions of supervised or unsupervised release; and

(C) If so required by the conditions of any of the sentences imposed, remaining free from dependency on or abuse of alcohol or a controlled substance or other prohibited substance for a period of not less than one (1) year;

(3) The petitioner has not been convicted of any criminal offense during the one (1) year prior to filing the petition and is not subject to any pending criminal charges;

(4) At least one (1) of the convictions to be expunged was for prostitution, as prohibited by § 39-13-513;

(5) The convictions to be expunged:

(A) Did not have as an element the use, attempted use, or threatened use of physical force against the person of another;

(B) Did not involve the use or possession of a deadly weapon; and

(C) Are individually eligible for expunction under § 40-32-101(g); and

(6) Each of the convictions to be expunged resulted from the petitioner's status as a victim of human trafficking, under § 39-13-314. The petitioner may provide evidence of this requirement by testimony or affidavit. This subdivision (b)(6) does not require a conviction for an

offense of which the petitioner was the victim. Any offense to be expunged must have occurred on or after the date on which the petitioner became a victim of human trafficking, as determined by the court.

(c) A person seeking expunction pursuant to this section must petition the court in which the person was most recently convicted of an offense. Upon filing of the petition, the clerk must serve the petition on the district attorneys general for each jurisdiction in which the petitioner has been convicted of an offense that is to be expunged. Not later than sixty (60) days after service of the petition, the district attorneys general may submit recommendations to the court and provide a copy of such recommendations to the petitioner.

(d) Both the petitioner and the district attorneys general may file evidence with the court relating to the petition. If necessary, the court may schedule a hearing for the purpose of taking testimony from the petitioner and any other interested persons. In making a decision on the petition, the court shall consider all evidence and weigh the interests of the petitioner against the best interests of justice and public safety.

(e) If the court determines that the petitioner meets the requirements of subsection (b) and that the expunction is in the best interests of justice and public safety, the court shall order the person's records involving convictions resulting from the person's status as a victim of human trafficking expunged.

(f) If the court denies the petition, the petitioner may not file another such petition until at least two (2) years from the date of the denial.

(g) The district attorneys general conference shall create, by September 1, 2019, a simple form to enable a lay person to petition the court for expunction under this section.

(h) The petition and proposed order must be prepared by the office of the district attorney general and given to the petitioner to be filed with the clerk of the court. A petitioner is entitled to a copy of the order of expunction and such copy is sufficient proof that the person named in the order is no longer under any disability, disqualification, or other adverse consequence resulting from the expunged convictions.

(i)(1) Notwithstanding any other law to the contrary, an order of expunction granted pursuant to this section entitles the petitioner to have all public records of the expunged convictions destroyed in the manner set forth in this section.

(2) An expunction granted pursuant to this section has the legal effect of restoring the petitioner, in the contemplation of the law, to the same status occupied before the arrest, indictment, information, trial, and conviction for the expunged offenses. Once the expunction order is granted, no direct or indirect collateral consequences that are generally or specifically attendant to the petitioner's conviction by any law shall be imposed or continued.

(3) A petitioner with respect to whom an order has been granted under this section is not guilty of perjury or otherwise giving a false statement by reason of the person's failure to recite or acknowledge the arrest, indictment, information, trial, or conviction in response to any inquiry made of the petitioner for any purpose.

(4) As used in this section, expunction means, in contemplation of law, the conviction for the expunged offenses never occurred and the person shall not suffer any adverse effects or direct disabilities by virtue of the criminal offenses that were expunged.

(5) Notwithstanding § 39-17-1307(b)(1)(B) and (c), a petitioner whose petition is granted pursuant to this section, and who is otherwise eligible under state or federal law to possess a firearm, is eligible to purchase a firearm pursuant to § 39-17-1316 and apply for and be granted a handgun carry permit pursuant to § 39-17-1351.

(j) The clerk of the court maintaining records expunged pursuant to this section shall keep such records confidential. The records are not public and may only be used to enhance a sentence if the petitioner is subsequently charged and convicted of another crime. This confidential record is only accessible to the district attorney general, the defendant, the defendant's attorney, and the circuit or criminal court judge.

(k) Upon filing the petition, the petitioner shall pay the clerk of court a fee, as described in § 40-32-101(g)(9).

SECTION 2. This act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 577**, as amended, passed its third and final consideration by the following vote:

Ayes .....	31
Noes .....	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senator Hensley moved that **Senate Bill No. 747** be rereferred to the Committee on Calendar, which motion prevailed.

**Senate Bill No. 923** -- Solid Waste Disposal -- As introduced, excludes gasification and pyrolysis from the definition of "solid waste processing" for purposes of the Tennessee Solid Waste Disposal Act. Amends TCA Title 68, Chapter 211.



Senator Southerland moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 68, Chapter 211, is amended by adding the following as a new part:

**68-211-401.**

(a) For the purposes of this part, unless the context otherwise requires:

(1) "Gasification" means a process through which recoverable feedstocks are heated and converted into a fuel-gas mixture in an oxygen-deficient atmosphere and the mixture is converted into valuable raw, intermediate, and final products, including, but not limited to, monomers, chemicals, waxes, lubricants, chemical feedstocks, crude oil, diesel, gasoline, diesel and gasoline blendstocks, home heating oil, and other fuels including ethanol and transportation fuel;

(2) "Gasification facility" means a manufacturing facility that is engaged solely in the storage and gasification of recoverable feedstocks for resale or reuse and that complies with statutes and rules applicable to recovered materials processing facilities;

(3) "Post-use polymer" means a plastic polymer that:

(A) Is derived from any community, domestic, institutional, industrial, commercial, or other source of operations or activities and may contain incidental contaminants or impurities such as paper labels or metal rings but is not mixed with solid waste, medical waste, hazardous waste, e-waste, tires, or construction demolition debris; and

(B) Has been diverted or removed from the solid waste stream for gasification by a gasification facility or pyrolysis by a pyrolysis facility;

(4) "Pyrolysis" means a process through which post-use polymers are heated in the absence of oxygen until melted and thermally decomposed, and then cooled, condensed, and converted into valuable raw, intermediate, and final products, including, but not limited to, monomers, chemicals, waxes, lubricants, chemical feedstocks, crude oil, diesel, gasoline, diesel and gasoline blendstocks, home heating oil, and other fuels including ethanol and transportation fuel;

(5) "Pyrolysis facility" means a manufacturing facility that is engaged solely in the storage and pyrolysis of post-use polymers for resale or reuse and that complies with statutes and rules applicable to recovered materials processing facilities; and

(6) "Recoverable feedstock" means:

(A) Post-use polymers; and

(B) A fuel or feedstock for which the environmental protection agency has made a non-waste determination pursuant to 40 CFR 241.3(c) when it is used in gasification by a gasification facility and is not discarded or used in a manner constituting disposal.

(b) Unless the context requires otherwise or this section defines a term differently, the definitions set forth in §§ 68-211-103 and 68-211-802 and in any rules promulgated pursuant to this chapter, apply to terms used in this part.

**68-211-402.**

(a) The following facilities are not solid waste processing facilities or incinerators:

(1) Gasification facilities; and

(2) Pyrolysis facilities.

(b) The following materials are not solid waste:

(1) Post-use polymers; and

(2) Recoverable feedstocks.

(c) The provisions of this part do not affect the application of any other chapter in this title or in title 69 to gasification facilities or pyrolysis facilities.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 923**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	31
Noes . . . . .	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

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**Senate Bill No. 1172** -- Liens -- As introduced, limits recovery of a real property owner who prevails in an action challenging the validity of a lien to only liens filed against one-family, two-family, three-family, or four-family residential units. Amends TCA Section 66-21-108.

On motion, Senate Bill No. 1172 was made to conform with **House Bill No. 757**.

On motion, House Bill No. 757, on same subject, was substituted for Senate Bill No. 1172.

On motion of Senator Bailey, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 757** passed its third and final consideration by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senator White moved that **Senate Bill No. 1185** be placed on the Calendar for Monday, April 1, 2019, which motion prevailed.

**Senate Bill No. 1237** -- Pensions and Retirement Benefits -- As introduced, enables a police officer who is a member of the state retirement system to be eligible for service retirement upon completion of 25 years of creditable service. Amends TCA Title 8, Chapter 34; Title 8, Chapter 35; Title 8, Chapter 36 and Title 8, Chapter 37.

Senator Watson moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 8, Chapter 36, Part 3, is amended by adding the following as a new section:

(a) Notwithstanding this part or any law to the contrary, a police officer or firefighter who is a member of the retirement system, regardless of the police officer's or firefighter's participation in the legacy pension plan, the hybrid plan, or any other alternative plan, is eligible for early service retirement upon attainment of twenty-five (25) years of creditable service. The retirement allowance, as provided under this section, must be computed as the actuarial equivalent of the benefit that would have been payable under a service retirement allowance.

(b) No police officer or firefighter is required to retire pursuant to subsection (a). Subsection (a) applies only to police officers or firefighters who retire on or after

the effective date of this act, and does not constitute a change in formula under § 8-36-702.

(c)(1) A political subdivision employing a police officer or firefighter, who voluntarily chooses to retire pursuant to subsection (a), may require the police officer or firefighter to pay any insurance coverage otherwise provided to members who are one hundred percent (100%) vested in the service retirement benefit pursuant to § 8-36-201 from the time the police officer or firefighter voluntarily chooses to retire pursuant to subsection (a) until the date that the police officer or firefighter would have become one hundred percent (100%) vested in the service retirement benefit pursuant to § 8-36-201.

(2) A police officer or firefighter, who voluntarily chooses to retire pursuant to subsection (a), is entitled to any insurance coverage otherwise provided to members who are one hundred percent (100%) vested in the member's service retirement benefit pursuant to § 8-36-201 on the date that the police officer or firefighter would have become one hundred percent (100%) vested in the service retirement benefit pursuant to § 8-36-201.

(d) For purposes of this section, "police officer" means a sheriff, sheriff's deputy, or police officer employed by this state, a municipality, or political subdivision of this state whose primary responsibility is the prevention and detection of crime and apprehension of offenders.

SECTION 2. This act shall take effect January 1, 2020, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Senator Pody moved that **Senate Bill No. 1237**, as amended, be placed on the Calendar for Thursday, March 28, 2019, which motion prevailed.

**Senate Bill No. 1336 -- Contractors --** As introduced, requires contractors licensed after January 1, 2009, to complete eight hours of continuing education biennially beginning January 1, 2020; allows contractor to count current membership in a board-approved professional trade association as four hours of credit biennially. Amends TCA Title 4, Chapter 5 and Title 62, Chapter 6.

Senator Bailey moved to amend as follows:

#### AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 62-6-112, is amended by adding the following new subsection:

(g)(1) Licensed contractors in the category set forth under subdivision (a)(9), licensed on or after January 1, 2009, must complete continuing education, a minimum of eight (8) hours biennially, by a board-approved provider. Proof of compliance with this requirement must be filed with the board biennially in the format required by the board, as a condition for the maintenance or renewal of the license.

(2) Active membership in a professional trade association, approved by the board, qualifies as four (4) hours of continuing education annually. Proof of membership must be filed with the board biennially.

(3) The board shall promulgate rules to effectuate the provisions of this act. The rules shall include, at a minimum, provisions allowing online and in-person training. All such rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 2. For administrative and rulemaking purposes, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect January 1, 2020, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1336**, as amended, passed its third and final consideration by the following vote:

Ayes .....	30
Noes .....	1

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kurita, Kyle, Lundberg, Massey, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--30.

Senator voting no was: Kelsey--1.

A motion to reconsider was tabled.

**Senate Bill No. 1398** -- Local Education Agencies -- As introduced, decreases the amount of time a change in the designated person to check a school bus utilized for transportation of children with disabilities must be reported to an LEA from 10 days to seven days. Amends TCA Title 49.

Senator Gresham moved to amend as follows:

#### **AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-414, is amended by adding the following language as new subsections:

(c) Each LEA shall:

(1) Notify students and parents of students enrolled in grades nine through twelve (9-12) of all early college and career experiences offered by the LEA for the upcoming school year;

(2) Provide the notification required in subdivision (c)(1) by January 1 or at least one (1) week before students enrolled in grades nine through twelve (9-12) register for classes for the upcoming school year, whichever is earlier. The LEA shall provide the notification electronically or by mail; and

(3) Provide a list of all early college and career experiences offered by the LEA for the upcoming school year on the LEA's website.

(d) Each LEA is encouraged to advise students and parents of students enrolled in grades nine through twelve (9-12) of the benefits of participating in early college and career experiences.

(e) As used in this section:

(1) "Early college and career experiences" include, but are not limited to, early postsecondary opportunities, as defined by the department of education, work-based learning opportunities, apprenticeships, dual credit courses, dual enrollment courses, and courses and examinations for which a student may earn college credit; and

(2) "Parent" means the parent, guardian, or legal custodian who is required under § 49-6-3001 to enroll the child in school.

SECTION 2. This act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1398**, as amended, passed its third and final consideration by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

**Senate Bill No. 1468** -- Health, Dept. of -- As introduced, requires the department to seek a federal grant from the federal department of health and human services' health resources and services administration, or any other applicable entity, to develop a training program for certified nurse practitioners in treating and processing a minor who is a victim of certain sexual offenses; requires the training program to be free of charge for participants. Amends TCA Title 4; Title 38; Title 39; Title 63 and Title 68.

Senator Crowe moved to amend as follows:

#### AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

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SECTION 1. Tennessee Code Annotated, Title 68, Chapter 1, Part 1, is amended by adding the following as a new section:

(a) As used in this section, "minor" means any person who has not attained eighteen (18) years of age.

(b) The department of health may seek a federal grant from the federal department of health and human services' health resources and services administration, or any other applicable entity, for the purpose of developing a training program for certified nurse practitioners in treating and processing a minor who is a victim of an offense described in § 39-13-504, § 39-13-505, § 39-13-506, § 39-13-509, § 39-13-518, § 39-13-522, § 39-13-527, § 39-13-531, or § 39-13-532. Participation in the training program must be free of charge for the certified nurse practitioner participants.

SECTION 2. The commissioner of health is authorized to promulgate rules to effectuate the purposes of this act. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1468**, as amended, passed its third and final consideration by the following vote:

Ayes .....	30
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

**Senate Joint Resolution No. 213** -- General Assembly, Directed Studies -- Encourages the Department of Agriculture and representatives of vineyard owners and the retail wine industry in Tennessee to discuss the formation of a statewide wine trail.

**Senate Joint Resolution No. 213** was adopted by the following vote:

Ayes .....	28
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--28.

A motion to reconsider was tabled.

**Senate Bill No. 226** -- Children -- As introduced, creates an exception to the presumption of parentage if a man is physically separated from his wife in a way that prevents physical contact for more than 300 consecutive days immediately preceding the birth of the child, or if it is a medical impossibility that the man could father the child. Amends TCA Title 24, Chapter 7; Title 36, Chapter 2 and Title 68, Chapter 3.

Senator Bell moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 68-3-305(a)(1), is amended by deleting the language "If the mother" and substituting instead the language "Except as provided in subdivision (a)(6), if the mother".

SECTION 2. Tennessee Code Annotated, Section 68-3-305(a), is amended by adding the following new subdivision:

(6)(A) Prior to the mother's husband being entered on a child's birth certificate pursuant to this subsection (a), the child's mother must confirm by initialing on the sworn application for a birth certificate that:

(1) The child's mother and her husband were not physically separated in a manner that prevented physical contact for a period exceeding three hundred (300) consecutive days immediately preceding the birth of the child; and

(2) The man was not medically incapable of conceiving the child and a medical condition has not eliminated the man's reproductive capability.

(B) If one (1) of the circumstances described in subdivision (a)(6)(A) applies, the mother's husband may be entered on the certificate only upon the concurrent submission of a sworn application signed by both parents who mutually agree that the husband is the child's natural father.

SECTION 3. The office of vital records shall make the changes required by this act to birth certificate applications as the current inventories of application forms are exhausted.

SECTION 4. This act shall take effect January 1, 2020, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 226**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . . 32  
Noes . . . . . 0



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Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

### FURTHER ACTION ON SENATE BILL NO. 431

Mr. Speaker McNally moved that **Senate Bill No. 431** be rereferred to the Committee on Commerce and Labor, which motion prevailed.

### MOTION

Senator Bailey moved that Rule 83(8) be suspended for the purpose of placing **Senate Bill No. 431** on the calendar for the Committee on Commerce and Labor for Tuesday, March 26, 2019, which motion prevailed.

### MESSAGE CALENDAR

#### SENATE BILL ON HOUSE AMENDMENT

**Senate Bill No. 46** -- Disabled Persons -- As introduced, enacts the "Dynamic Accessibility Act," which requires commissioner of general services to designate a modern symbol of access for disabled persons for use on state property; requires department of revenue to designate a modern symbol of access for disabled drivers and disabled passengers for use on registrations, placards, decals, and license plates. Amends TCA Title 3; Title 4; Title 12; Title 55 and Title 68.

#### HOUSE AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. This act shall be known and may be cited as the "Dynamic Accessibility Act."

SECTION 2. Tennessee Code Annotated, Title 12, Chapter 2, Part 1, is amended by adding the following new section:

(a) The commissioner of general services shall promulgate rules for the purpose of designating the symbol of access to be used for buildings owned or operated by this state on signage indicating access for persons with disabilities. The commissioner, in promulgating rules, may collaborate and seek input from state agencies for the purpose of carrying out this section.

(b) The symbol must depict a logo with a dynamic character leaning forward with a sense of movement, be readily identifiable, and be simply designed with no secondary meaning. The symbol must signify equivalent facilitation and accessibility as the previously used international symbol of access. The symbol must be depicted in substantially the following form:

(c) The symbol must be accompanied by the adjective "Accessible," when appropriate for the signage, and must be used to designate every point of access for persons with disabilities for all state buildings, structures, or real property constructed or purchased on or after July 1, 2020. For existing state buildings, structures, and real property, signage indicating access for persons with disabilities must conform to the requirements of this section as the signage is replaced or repaired, or when the area of an existing state building, structure, or real property containing signage is renovated.

SECTION 3. Tennessee Code Annotated, Section 55-21-104, is amended by deleting subsection (a) and substituting instead the following:

(1) The department shall designate the symbol of access adopted pursuant to SECTION 2 for the issuance of registrations, placards, decals, and license plates to drivers or passengers with a disability under this part.

(2)(A) The symbol must be utilized for the issuance of all new registrations, placards, decals, and license plates under this part on or after July 1, 2020. Existing registrations, placards, decals, and license plates must conform to subdivision (a)(1) upon replacement, including upon a request for replacement by a driver or passenger with a disability. Notwithstanding any law to the contrary, if a person requests to replace an existing registration, placard, decal, or license plate in accordance with this subdivision (a)(2)(A), the person must pay the same fee otherwise due for the initial issuance of such registration, placard, decal, or license plate.

(B) Subdivision (a)(2)(A) only applies upon the exhaustion of the supply of existing registrations, placards, decals, and license plates.

(3) The department may promulgate rules for the purpose of carrying out this subsection (a).

SECTION 4. Tennessee Code Annotated, Section 55-4-209(b)(2), is amended by deleting the subdivision and substituting instead the following:

(2) Personalized plates for disabled drivers must bear the stylized wheelchair symbol or symbol of access in accordance with § 55-21-104.

SECTION 5. Tennessee Code Annotated, Section 55-21-105(b), is amended by deleting from subdivision (3) the language "wheelchair disabled sign," and substituting instead "wheelchair disabled sign or symbol of access,".

SECTION 6. Tennessee Code Annotated, Section 55-21-105(c), is amended by deleting the first sentence and substituting instead the following:

Each such parking space must be marked and maintained with the stylized wheelchair symbol designated by § 55-21-104, as that section existed on June 30, 2020; provided, that such parking spaces may, at the discretion of the owner, be marked with the symbol of access designated under § 55-21-104, to the extent that such marking complies with federal law.

SECTION 7. Tennessee Code Annotated, Section 55-21-108, is amended by deleting the language "wheelchair disabled sign" wherever it may appear and substituting instead "wheelchair disabled sign or symbol of access".

SECTION 8. A state governmental entity that receives documentation from a federal agency that compliance with a provision of this act may jeopardize federal funding or grant money for the state governmental entity is not required to comply with such provision; provided, that the state governmental entity shall comply with each provision of this act that does not jeopardize such federal funding or grant money.

SECTION 9. This act shall take effect upon becoming a law for purposes of promulgating rules and carrying out any administrative duties necessary to effectuate the provisions and intent of this act, the public welfare requiring it. For all other purposes, this act shall take effect July 1, 2020, the public welfare requiring it.

Senator Massey moved that the Senate concur in House Amendment No. 1 to **Senate Bill No. 46**, which motion prevailed by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

#### SENATE BILL ON HOUSE AMENDMENT

**Senate Bill No. 352** -- Consumer Protection -- As introduced, makes an unfair or deceptive act or practice certain legal advertisements for claims related to medical devices and pharmaceuticals, and the unauthorized use or distribution of protected health information; creates penalties for violations; authorizes attorney general to enforce the provisions of the act. Amends TCA Title 16; Title 23 and Title 47, Chapter 18.

#### HOUSE AMENDMENT NO. 1

AMEND by deleting Section 47-18-5606 and substituting instead the following:

#### **47-18-5606.**

Nothing in this part:

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(1) Limits or otherwise affects the authority of the Tennessee Supreme Court to regulate the practice of law, enforce the Rules of Professional Conduct, or discipline persons admitted to the bar; or

(2) Creates or implies liability on behalf of a broadcaster who holds a license for over-the-air terrestrial broadcasting from the federal communications commission, or against a cable operator as defined in 47 U.S.C. § 522(5).

Senator Briggs moved that the Senate concur in House Amendment No. 1 to **Senate Bill No. 352**, which motion prevailed by the following vote:

Ayes . . . . . 28  
Noes . . . . . 2

Senators voting aye were: Bailey, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Massey, Niceley, Pody, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--28.

Senators voting no were: Akbari and Yarbro--2.

A motion to reconsider was tabled.

**NOTICE**

**MESSAGE FROM THE HOUSE**

March 25, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 357, substituted for House Bill on same subject, amended, and passed by the House.

TAMMY LETZLER  
Chief Clerk

**RECALL OF BILL**

On motion of Mr. Speaker McNally, **Senate Bill No. 808** was recalled from the Committee on Calendar.

**REFERRAL OF BILL**

Mr. Speaker McNally moved that Senate Bill No. 808 be referred to the Committee on Finance, Ways and Means, which motion prevailed.

**MOTION**

On motion of Senator Jackson, his name was added as sponsor of **Senate Bill No. 28**.

On motion of Senator Akbari, her name was added as prime sponsor of **Senate Bill No. 212**.

On motion of Senator Haile, his name was removed as sponsor of **Senate Bill No. 212**.

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On motion of Senator Kurita, her name was added as sponsor of **Senate Bill No. 325**.

On motion of Senator Stevens, his name was added as sponsor of **Senate Bills Nos. 431 and 1143**.

On motion of Senators Bowling, Briggs, Massey and Stevens, their names were added as sponsors of **Senate Bill No. 577**.

On motion of Senator Gilmore, her name was added as sponsor of **Senate Bill No. 797; and House Joint Resolution No. 311**.

On motion of Senator Rose, his name was added as prime sponsor of **Senate Bill No. 997**.

On motion of Senator Kyle, her name was added as sponsor of **Senate Bill No. 1178; and Senate Joint Resolution No. 238**.

On motion of Senator Kelsey, his name was added as prime sponsor of **Senate Bill No. 1187**.

On motion of Senators Crowe, Niceley, Rose and White, their names were added as sponsors of **Senate Bill No. 1237**.

On motion of Senator Roberts, his name was added as sponsor of **Senate Bill No. 1275; and House Joint Resolution No. 320**.

On motion of Senators Bowling and White, their names were added as sponsors of **Senate Bill No. 1468**.

On motion of Senators Dickerson and White, their names were added as sponsors of **Senate Joint Resolution No. 159**.

On motion of Senator Reeves, his name was added as sponsor of **Senate Joint Resolution No. 325**.

On motion of Senators Gilmore and Yarbro, their names were added as sponsors of **House Joint Resolution No. 273**.

On motion of Senator Bailey, his name was added as sponsor of **House Joint Resolution No. 275**.

On motion of Senator Lundberg, his name was added as sponsor of **House Joint Resolutions Nos. 277 and 313**.

On motion of Senator Yager, his name was added as sponsor of **House Joint Resolutions Nos. 278 and 315**.

On motion of Senator Hensley, his name was added as sponsor of **House Joint Resolutions Nos. 297, 298, 299, 300, 301, 302, 303, 304, 305 and 306**.

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On motion of Senators Gardenhire, Watson, Dickerson, Briggs, Jackson, Kelsey, Reeves, White, Yager and Yarbrow, their names were added as sponsors of **House Joint Resolution No. 308**.

On motion of Senators Gardenhire and Watson, their names were added as sponsors of **House Joint Resolution No. 310**.

On motion of Senator Pody, his name was added as sponsor of **House Joint Resolutions Nos. 312 and 314**.

**ENGROSSED BILLS**

March 26, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bills Nos. 120, 121, 141, 172, 210, 226, 263, 384, 511, 577, 680, 923, 1238, 1313, 1336, 1398 and 1468; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON  
Deputy Chief Clerk

**ENGROSSED BILLS**

March 26, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolutions Nos. 159, 213, 323, 324 and 325; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON  
Deputy Chief Clerk

**MESSAGE FROM THE HOUSE**

March 26, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 74, 187, 272, 634, 699, 856, 925, 963, 1021, 1078 and 1501; passed by the House.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

March 26, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360 and 364; adopted, for the Senate's action.

TAMMY LETZLER  
Chief Clerk

**MONDAY, MARCH 25, 2019 -- 20TH LEGISLATIVE DAY**

**MESSAGE FROM THE HOUSE**

March 25, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 178, 359, 500, 644, 1176, 1258 and 1364; substituted for House Bills on same subjects and passed by the House.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

March 25, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 199, 200, 201 and 271; substituted for House Joint Resolutions on same subjects and concurred in by the House.

TAMMY LETZLER  
Chief Clerk

**MESSAGE FROM THE HOUSE**

March 25, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 58, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321 and 322; concurred in by the House.

TAMMY LETZLER  
Chief Clerk

**ENROLLED BILLS**

March 26, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Bills Nos. 46, 178, 352, 359, 500, 1176, 1258 and 1364; and find same correctly enrolled and ready for the signatures of the Speakers.

ALAN WHITTINGTON  
Deputy Chief Clerk

**ENROLLED BILLS**

March 26, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 199, 200, 201 and 271; and find same correctly enrolled and ready for the signatures of the Speakers.

ALAN WHITTINGTON  
Deputy Chief Clerk

**MONDAY, MARCH 25, 2019 -- 20TH LEGISLATIVE DAY**

**ENROLLED BILLS**

March 26, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Resolutions Nos. 13, 14, 15 and 16; and find same correctly enrolled and ready for the signature of the Speaker.

ALAN WHITTINGTON  
Deputy Chief Clerk

**MESSAGE FROM THE HOUSE**

March 26, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 3 and 258, for the signature of the Speaker.

TAMMY LETZLER  
Chief Clerk

**SIGNED**

March 26, 2019

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 199, 200, 201 and 271.

**SIGNED**

March 26, 2019

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 260, 261, 262, 263, 264, 265, 266, 269, 271 and 272.

**SIGNED**

March 26, 2019

The Speaker announced that he had signed the following: Senate Resolutions Nos. 13, 14, 15 and 16.

**MESSAGE FROM THE HOUSE**

March 26, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 199, 200, 201 and 271; signed by the Speaker.

TAMMY LETZLER  
Chief Clerk

**REPORT OF DEPUTY CHIEF CLERK**

March 26, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 199, 200, 201, 207 and 271; for his action.

ALAN WHITTINGTON  
Deputy Chief Clerk



**MONDAY, MARCH 25, 2019 -- 20TH LEGISLATIVE DAY**

**MESSAGE FROM THE GOVERNOR**

March 25, 2019

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolutions Nos. 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 270, 272, 273, 274, 275, 276 and 299; with his approval.

LANG WISEMAN,  
Deputy and Counsel to the Governor

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, March 28, 2019: Senate Bills Nos. 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341 and 342; Senate Resolutions Nos. 23, 24 and 25; and House Joint Resolutions Nos. 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330 and 331.

This the 26th day of March, 2019  
JACKSON, Chairperson

**REPORT OF COMMITTEE ON CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, March 28, 2019: Senate Bills Nos. 7, 431, 536, 786, 787, 793, 797, 798, 799, 805, 960, 1170 and 1237.

This the 26th day of March, 2019  
JACKSON, Chairperson

**REPORT OF COMMITTEE ON CALENDAR  
MESSAGE CALENDAR**

Pursuant to Rule 44, notice has been given on the following bills and they have been set on the Message Calendar for Thursday, March 28, 2019: Senate Bill No. 357.

This the 26th day of March, 2019  
JACKSON, Chairperson

**ADJOURNMENT**

Senator Johnson moved the Senate adjourn until 8:30 a.m., Thursday, March 28, 2019, which motion prevailed.